

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
98-010-C1

In Re Application Of: JAY S. WALKER et al.

Serial No.
09/716,918

Filing Date
November 20, 2000

Examiner
Carmen D. White

Group Art Unit
3714

Title:

ELECTRONIC AMUSEMENT DEVICE AND METHOD FOR ENHANCED SLOT MACHINE PLAY

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Assertion of Small Entity Status, 1 pg.;
Copy of Notice of Abandonment, 3 pp.;
Petition for Revival of an Application for Patent Abandoned Unavoidably Under 37 CFR 1.137(a), 3 pp., (x2);
Exhibit "A", 2 pp.;
Exhibit "B", 1 pg., and Return Receipt Postcard.

in the above identified application.

- ☐ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 50-0271 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Charge the amount of \$55.00
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

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Signature

Dated: February 6, 2003

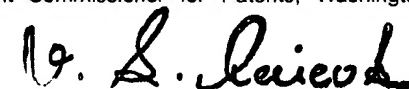
Michael D. Downs
Attorney for Applicants
PTO Registration No. 50,252
Walker Digital, LLC
203.461.7292/phone
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Customer No. 22927

Mdowns@walkerdigital.com

CC:

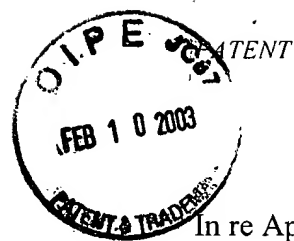
I certify that this document and fee is being deposited
February 6, 2003 with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Assistant Commissioner for Patents, Washington, D.C.
20231.



Signature of Person Mailing Correspondence

Veronika S. Leliever

Typed or Printed Name of Person Mailing Correspondence



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WALKER et al.

Serial No.: 09/716,918

Filing Date: November 20, 2000

For: **ELECTRONIC AMUSEMENT
DEVICE AND METHOD FOR
ENHANCED SLOT MACHINE
PLAY**

) Examiner: Carmen D. White
)
) Group Art Unit: 3714
)
) Attorney Docket No: 98-010-C1
)
) Customer No.: 22927
)
) **Notification of Fee Status Change**
)
) **Pursuant to 37 CFR § 1.27**
)



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Assistant Commissioner for Patents
Washington, D.C. 20231

ASSERTION OF SMALL ENTITY STATUS


Dear Sir:

The assignee of the above-identified application claims small entity status. This notification is made pursuant to 37 CFR §1.27.

If the Examiner has any questions about this status change, the Examiner is invited to contact the undersigned at (203) 461-7292. While no fees are believed due in connection with this paper, please charge any fees that may be required for this paper, or with any other papers filed in connection with this application to Deposit Account No. 50-0271.

Respectfully submitted,

February 5, 2003
Date


Michael D. Downs
Attorney for Applicants
Registration No. 50,252
Walker Digital, LLC
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

Interpull Aggregation Slot Play

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/716,918	11/20/2000	Jay S. Walker	98-010X	9324

7590

01/29/2003

Dean Alderucci
Walker Digital Corporation
Five High Ridge Park
Stamford, CT 06905-1326



EXAMINER

WHITE, CARMEN D

ART UNIT

PAPER NUMBER

3714

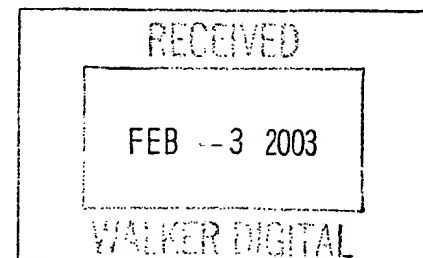
DATE MAILED: 01/29/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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Notice of Abandonment

Application No.

09/716,918

Examiner

Carmen D. White

Applicant(s)

WALKER ET AL.

Art Unit

3714

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 03 May 2002.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

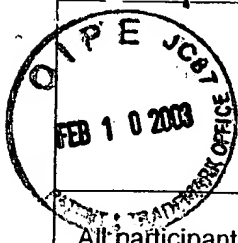
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**VALENCIA MARTIN-WALLACE
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3700**

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



Interview Summary

Application No.

09/716,918

Applicant(s)

WALKER ET AL.

Examiner

Carmen D. White

Art Unit

3714

All participants (applicant, applicant's representative, PTO personnel):

(1) Carmen D. White (Patent Examiner).

(3) _____.

(2) Veronika Leliever (Applicant's Rep.).

(4) _____.

Date of Interview: 10 December 2002.

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: N/A.

Identification of prior art discussed: N/A.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

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Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The examiner contacted applicant's representative, Ms. Leliever, regarding a response to the office action mailed on May 3, 2002 (paper #5) by the Office. The examiner was notified that Applicant did not receive this office action. However, until such time as Applicant provides proof of non-receipt- see MPEP 711.03(c)(II)- Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action, the instant application will remain abandoned.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☒ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Carmen White
Patent Examiner, 3714

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required

Invention Data

Thursday, February 06, 2003

Page: 1

Case Number: 98-010-C1

Division: CG

Casino and Gambling

Division Reference #:

Disclosure Status: Filed

Disclosure Date:

Assignee: WD

Walker Digital, LLC

Attorney(s): MDD

Title: **ELECTRONIC AMUSEMENT DEVICE AND METHOD FOR
ENHANCED SLOT MACHINE PLAY**

Priority Date: 22-Nov-1995

Country: United States of America

Abstract: An electronic amusement device and a method for operating the device are disclosed. In accordance with one embodiment, a slot machine identifies a tracked symbol and initializes a running count representing active occurrences of the tracked symbol generated during a play session. During the session, the slot machine generates at least one outcome represented by a set of symbols and determines whether the outcome includes an occurrence of a tracked symbol. The slot machine adjusts the running count, increasing the running count to reflect occurrences of the tracked symbol and decreasing the running count to reflect expiration of occurrences of the tracked symbol. Once the running count reaches a predetermined level, the slot machine determines a bonus payout based on the running count.

Remarks: U.S. -- CON of S/N 09/164473 filed 10/01/98; responsible attorney changed from SS to MD -- 03/30/01 (AJK)

Keywords:

Interpull Aggregation Slot Play CON

Inventors:

Walker, Jay S

Jorasch, James A

Fincham, Magdalena

Country Applications:

Ctry	Sub Case	Case Type	Status	Application Number	Filing Date	Patent Number	Issue Date
US		CON	Pending	09/716918	20-Nov-2000		

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Country Application

Thursday, February 06, 2003

Case Number: 98-010-C1	Country: US	SubCase:
Division: Casino and Gambling	United States of America	
Case Type: CON	Application Status: Pending	
Application Number: 09/716918	Filing Date: 20-Nov-2000	
Publication Number:	Publication Date:	
Patent Number:	Issue Date:	
Parent/PCT Number:	Parent/PCT Date: 22-Nov-1995	
Parent Issue Number:	Parent Issue Date:	
Agent:	Expiration Date:	
	PTA: 0	
Agent Reference No.:	Tax Schedule: LE	
	Confirmation #:	

List Of Actions

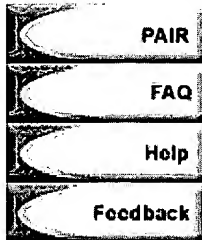
Action(s) Due	Due Date	Action Taken	
Preliminary Amendment	20-Dec-2000	Due Date	
Information Disclosure Stmt	20-Jan-2001	Due Date	15-Jan-2002
Supplemental IDS	18-Oct-2002	Due Date	18-Oct-2002
Resp to Notice of Abandonment	13-Feb-2003	Due Date	

User ID: aknoller
Date Created: 28-Nov-2000
Last Update: 07-Dec-2000

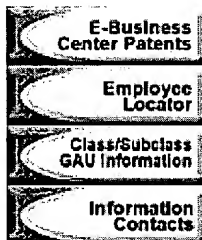
EXHIBIT "B"



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